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FLOOR DEBATE

April 3, 2003 LB 619

ahead and store water and operate it if the Department of Natural Resources, within 30 days after such filing, informs the owner or other responsible party that the certification is incomplete or has been disapproved. The problem with that language, from my perspective, is that it never ever says when they should approve it, or when they shouldn't approve it. And so all this language does is to say that the department shall approve or disapprove the certification and notify the owner or other responsible party within 30 days, and then it allows the same exception that's already in the bill which says that, except that if the department determines that the certification is incomplete, it shall so notify the owner or other responsible party and shall approve or disapprove the certification within 30 days after getting a completed application, or completed certification. So I think that makes it clear then when the owner can go ahead and operate and store water, and you won't have to worry about whether some subsequent disapproval might come across that would confuse the situation. That's what the amendment does, and I would ask for your consideration.

SENATOR CUDABACK: Thank you, Senator Beutler. Open for discussion on the Beutler amendment to LI 619, Senator Jones.

SENATOR JONES: Mr. President and members of the body, I've looked the amendment over and I think it is a good amendment, and I like the 30 day part because I went through this time myself one time, and it seemed like it took longer than that. So I think this kind of puts a deadline to it, I think, so it'll actually help the situation along on the storage of lagoon water. So I'm supportive of this amendment. Thank you.

SENATOR CUDABACK: Thank you, Senator Jones. Senator Schrock, on the Beutler amendment.

SENATOR SCHROCK: I'd like to thank Senator Beutler for bringing this amendment, and I urge you to adopt it. Thank you.

SENATOR CUDABACK: Thank you, Senator Schrock. There are no further lights on. Senator Beutler. He waives the opportunity to close. The question before the body is adoption of FA1260, offered by Senator Beutler to LB 619. All in favor vote aye,